



# Terrebonne Parish School District

201 Stadium Drive  
Houma, LA 70360  
(985) 876-7400 Fax: (985) 872-1205

Received & Initialed

DEC 02 2010

FCC Mail Room

November 30, 2010

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
9300 East Hampton Drive  
Capitol Heights, MD 20743  
(8AM – 5:30PM ET)

Subject: Request for Review  
CC Docket No. 02-6  
CC Docket No. 96-45

Dear Madam Secretary,

On October 18, 2010 we received a "Notification of Commitment Adjustment Letter" (Attachment "D") dated October 13, 2010, as a result of the independent audit conducted by Ernst and Young. Following the procedures indicated in the letter, we wish to appeal this decision.

Billed Entity Number:	139232	
FCC Registration Number:	0013085931	
Form 471 Applicants Form Identifier:	WAN2007-8	02/06/2007
Form 471 Application Number:	571054	
Form 470 Applicants Form Identifier:	WAN 2005-6	12/01/2004
Form 470 Application Number:	375510000516143	

The letter suggests the Terrebonne Parish School District (TPSD) was in violation of program rules specific to solicitation of competitive pricing and completion of the Form 470. Terrebonne Parish School District (TPSD) did do a fair and competitive proposal process to obtain the specified services. The Request for Proposals (RFP) abided by the purchasing laws of the State of Louisiana, and was in the spirit of the Erate program rules.

TPSD contends the issue here is not violation of rules regarding a RFP but rather the issue is an error made in completion of the 2005-2006 Form 470. That Form 470 asked "Do you have a Request for Proposal (RFP) that specifies the services you are seeking?" and made no suggestion or implication about intent to use a RFP. TPSD intended to release a RFP; however, it was not ready until after the online application was submitted. Therefore, when the application was submitted, the applicant indicated "NO, I do not have an RFP for these services" because it appeared to be the correct answer at that

No. of Copies rec'd 0  
List A B C D E

moment. The Form 470 application starts the Erate funding process and is frequently filed first, to make sure it is posted within the filing window.

Since we filed our original Form 470 (Attachment "A") application for the year 2005-2006, the format of the Form 470 was changed to a much improved format that clearly helps prevent the clerical issue in question. The new, improved Form 470 (Attachment "B") application format that became available in 2007-08 asked a different question based on the intent to release a RFP. The new Erate funding Year 2007-08 Form 470 format asked "*YES, I have released or intend to release an RFP for these services*" and "*NO, I have not released and do not intend to release an RFP for these services.*" If the newer 2007-08 Form 470 application format would have been available when the original application was filed in 2005-06, it would have been clear to check YES regarding a RFP.

The Commitment Adjustment Letter indicates, "The FCC rules require that the applicant submits a bona fide request for services by conducting internal assessments of the components necessary to use effectively the discounted services they order, submitting a complete description of services they seek so that it may be posted for competing providers to evaluate and certify to certain criteria under penalty of perjury."

Our on-line Form 470 application was filed clearly indicating how to participate in the RFP process. Block 2 indicated the desired service as "Frame Relay/Broadband up to GigE" for 46 sites. "Block 3: Technology Assessment", "Item 15f: Additional Details" of the online Form 470 application states; "*Additional details: Use this space to provide additional details to help providers to identify the services you desire.*" The information provided was "*Please contact cbabin@tpsd.org for the list of sites and a rubric we are using for the selection of services and service provider.*" After the application was filed, the RFP was named after the Erate online Form 470 application identification number #375510000516143 and further clarified in the instructions section of the RFP.

As a result of these entries in our online Form 470 application, we were contacted by six (6) service providers (listed below) from 5 states for a copy of our RFP. All 6 of the service providers that participated in our RFP were a direct result of our online Form 470 application. See attachment "C" for the results of the RFP.

<b>Service Provider</b>	<b>Contact</b>	<b>Results</b>
BellSouth - Atlanta, GA	Jesse Watley	Participated and awarded
Trillion – Birmingham, AL	Roe Wilkinson	Participated
Conterra, LLC - Charlotte, NC	Mark Brooks	Participated
Charter Comm – Alabama	Robert Warner	Withdrew – could not service all sites
Time Warner - Engelwood, CO	Jacqui Dugas	Withdrew – could not service all sites
AccessCom - Houma, LA	Jeff Giles	Withdrew – could not meet RFP specifications

It should be noted that the audited year was year 3 of multi-year contract. The Form 470 application used to select the service provider was the ambiguously formatted 2005-2006 Form 470 from 2 years prior.

The service provider contract, Erate applications, and related documentation for this application have been reviewed 5 times by Erate auditors (PIA) and again by the 4 independent auditors of Ernst and Young and was found acceptable every time. We agree with the independent auditors as stated in their original finding dated March 19, 2009, *"There is no monetary impact of this issue because the requested and approved funding amounts would not have changed based on the answer selected."*

However, TPSB was notified by telephone and in an email dated July 28, 2009 that the independent auditors had been instructed by USAC to change their findings. This change included changing the findings of the independent auditor from *"no monetary impact"* to *"subject to recovery by USAC."* After USAC had the independent auditors change their findings, USAC also sent their letter entitled "USAC Management Response" which states *"USAC management concurs with the finding and recommendation."*

The decision for a commitment adjustment should not be made on the Form 470 format wording that did not exist when our original Form 470 application was filed 2 years prior, nor should it be made based on the Bishop Perry Order that did not exist until 18 months after our original Form 470 application was filed. TPSD further contends as demonstrated that the clerical error issue did not impact the competitive nature of the acquisition of services or the funding process. It is the position of TPSD that the error is an informality and the original findings of the independent auditors are correct; therefore TPSD should not be subject to recovery by USAC.

Respectfully,



Christopher P. Babin  
201 Stadium Drive  
Houma, Louisiana 70360

Email: [cbabin@tpsd.org](mailto:cbabin@tpsd.org)  
Phone: (985) 853-1808  
Cell: (985) 991-9439  
Fax: (985) 872-1205

Enclosures (4):

- Attachment "A" – Form 470 2005-6
- Attachment "B" – Form 470 2007-8
- Attachment "C" – RFP Results
- Attachment "D" – Notification of Commitment Adjustment Letter

## Attachment "A" – Form 470 2005-6

FCC Form

Approval by OMB  
3060-0806

470

Schools and Libraries Universal Service  
Description of Services Requested  
and Certification Form

Estimated Average Burden Hours Per Response: 4.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application.

(To be completed by entity that will negotiate with providers.)

## Block 1: Applicant Address and Identifications

Form 470 Application Number: 375510000516143
Applicant's Form Identifier: WAN 2005-6
Application Status: CERTIFIED
Posting Date: 12/01/2004
Allowable Contract Date: 12/29/2004
Certification Received Date: 12/02/2004

1. Name of Applicant: TERREBONNE PARISH SCH DISTRICT		
2. Funding Year: 07/01/2005 - 06/30/2006		3. Your Entity Number 139232
4a. Applicant's Street Address, P.O.Box, or Route Number 201 STADIUM DR		
City HOUMA	State LA	Zip Code 70360
b. Telephone number (985) 876- 7400		c. Fax number (985) 872- 0054
d. E-mail Address		
5. Type Of Applicant		
<input checked="" type="checkbox"/> Individual School (individual public or non-public school)		
<input type="checkbox"/> School District (LEA; public or non-public[e.g., diocesan] local district representing multiple schools)		
<input type="checkbox"/> Library (including library system, library branch, or library consortium applying as a library)		
<input type="checkbox"/> Consortium (intermediate service agencies, states, state networks, special consortia)		
6a. Contact Person's Name: Christopher P. Babin		
First, fill in every item of the Contact Person's information below that is different from Item 4, above. Then check the box next to the preferred mode of contact. (At least one box <b>MUST</b> be checked.)		
6b. Street Address, P.O.Box, or Route Number		
<input checked="" type="checkbox"/> 201 STADIUM DR		
City HOUMA	State LA	Zip Code 70360

## Attachment "A" – Form 470 2005-6

<input checked="" type="checkbox"/>	<b>6c. Telephone Number</b> (985) 876- 7400
<input checked="" type="checkbox"/>	<b>6d. Fax Number</b> (985) 872- 0054
<input checked="" type="checkbox"/>	<b>6e. E-mail Address</b> cbabin@tpsd.org

## Block 2: Summary Description of Needs or Services Requested

**7 This Form 470 describes (check all that apply):**

a. ☒ Tariffed services - telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.

b. ☒ Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.

c. ☒ Services for which a new written contract is sought for the funding year in Item 2.

d. ☒ A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.

**NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract do NOT require filing of a Form 470.**

**What kinds of service are you seeking: Telecommunications Services, Internet Access, or Internal Connections? Refer to the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples. Check the relevant category or categories (8, 9, and/or 10 below), and answer the questions in each category you select.**

**8 ☒ Telecommunications Services**

**Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?**

a ☒ **YES**, I have an RFP. It is available on the Web at or via (check one):  
☒ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☐ **NO**, I do not have an RFP for these services.

**If you answered NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity(e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications Services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Add additional lines if needed.**

Service or Function:	Quantity and/or Capacity:
Frame Relay/Broadband up to GigE Bandwidth	46 Sites

**9 ☒ Internet Access**

**Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?**

a ☒ **YES**, I have an RFP. It is available on the Web at or via (check one):  
☒ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☐ **NO**, I do not have an RFP for these services.

**If you answered NO, you must list below the Internet Access Services you seek. Specify each service or function (e.g., monthly Internet service) and quantity and/or capacity(e.g., for 500 users). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Internet Access services. Add additional lines if needed.**

## Attachment "A" – Form 470 2005-6

### 10 ☐ Internal Connections

**Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?**

**a** ☐ **YES**, I have an RFP. It is available on the Web at or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

**b** ☐ **NO**, I do not have an RFP for these services.

**If you answered NO**, you must list below the Internal Connections Services you seek. Specify each **service or function** (e.g., local area network) and quantity and/or capacity (e.g., connecting 10 rooms and 300 computers at 56kbps or better). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Internal Connections services. Add additional lines if needed.

**11 (Optional)** Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone number

() - \_\_\_\_\_

Fax number

() - \_\_\_\_\_

E-mail Address \_\_\_\_\_

**12.** ☐ Check here if there are any restrictions imposed by state or local laws or regulations on how or when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or provide Web address where they are posted and a contact name and telephone number for service providers without Internet access.

**13.** If you intend to enter into a multi-year contract based on this posting or a contract featuring an option for voluntary extensions you may provide that information below. If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely timeframes).

### Block 3: Technology Assessment

**14.** ☐ **Basic telephone service only:** If your application is for basic local and long distance telephone service (wireline or wireless) only, check this box and skip to Item 16.

**15.** Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is **ONLY** for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

**a.** Desktop software: Software required ☐ has been purchased; and/or ☐ is being sought.

**b.** Electrical systems: ☐ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.

**c.** Computers: a sufficient quantity of computers ☐ has been purchased; and/or ☐ is being sought.

## Attachment "A" – Form 470 2005-6

d. Computer hardware maintenance: adequate arrangements ☐ have been made; and/or ☐ are being sought.

e. Staff development: ☐ all staff have had an appropriate level of training /additional training has already been scheduled; and/or ☐ training is being sought.

f. Additional details: Use this space to provide additional details to help providers to identify the services you desire.

Please contact [cbabin@tpsd.org](mailto:cbabin@tpsd.org) for the list of sites and a rubric we are using for the selection of services and service provider.

### Block 4: Recipients of Service

#### 16. Eligible Entities That Will Receive Services:

Check the ONE choice (a,b or c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

a. ☒ Individual school or single-site library.

b. ☒ Statewide application for (enter 2-letter state code) representing (check all that apply):

☐ All public schools/districts in the state:

☐ All non-public schools in the state:

☐ All libraries in the state:

If your statewide application includes INELIGIBLE entities, check here. ☐ If checked, complete Item 18.

c. ☒ School district, library system, or consortium application to serve multiple eligible entities:

<b>Number of eligible sites</b>	<b>1</b>
<i>For these eligible sites, please provide the following</i>	
<b>Area Codes</b> (list each unique area code)	<b>Prefixes associated with each area code</b> (first 3 digits of phone number) separate with commas, leave no spaces
<b>985</b>	223, 446, 447, 448, 493, 563, 575, 580, 594, 597
If your application includes INELIGIBLE entities, check here. <input type="checkbox"/> If checked, complete Item 18.	

#### 17. Billed Entities

List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. Attach additional sheets if necessary.

Entity	Entity Number
TERREBONNE PARISH SCH DISTRICT	139232

## Attachment "A" – Form 470 2005-6

**18. Ineligible Participating Entities**

Does your application also seek bids on services to entities that are not eligible for the Universal Service Program? If so, list those entities here (attach pages if needed):

Ineligible Participating Entity	Area Code	Prefix

### Block 5: Certification and Signature

**19. The applicant includes:(Check one or both)**

- a. ☐ schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to elementary and secondary schools, colleges and universities).

**20. All of the individual schools, libraries, and library consortia**

**receiving services under this application are covered by:**

- a. ☐ individual technology plans for using the services requested in the application, and/or
- b. ☐ higher-level technology plans for using the services requested in the application, or
- c. ☐ no technology plan needed; application requests basic local and/or long distance telephone service only.

**21. Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):**

- a. ☐ technology plan(s) has/have been approved by a state or other authorized body.
- b. ☐ technology plan(s) will be approved by a state or other authorized body.
- c. ☐ no technology plan needed; application requests basic local and long distance telephone service only. .

**22. ☐ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.**

**23. ☐ I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.**

**24. ☐ I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.**

**25. Signature of authorized person:** ☐

**26. Date (mm/dd/yyyy):** 11/01/2004

**27. Printed name of authorized person:** ED RICHARD, JR

**28. Title or position of authorized person:** SUPERINTENDENT

**29a. Address of authorized person:** 201 STADIUM DR

City: HOUMA State: LA Zip: 70360

**29b. Telephone number of authorized person:** (985) 876 - 7400 ext. 213



**Attachment "A" – Form 470 2005-6**

**29c. Fax number of authorized person: (985) 8721205**

**29d. E-mail address number of authorized person: ERICHARD@TPSD.ORG**

**Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.**

**Service provider involvement with preparation or certification of a Form 470 can taint the competitive bidding process and result in the denial of funding requests. For more information, refer to the "Service Provider Role in Assisting Customers" at [www.sl.universalservice.org/vendor/manual/chapter5.doc](http://www.sl.universalservice.org/vendor/manual/chapter5.doc) or call the Client Service Bureau at 1-888-203-8100.**

**NOTICE:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator, 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form or in response to subsequent inquiries may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470  
P.O. Box 7026  
Lawrence, Kansas 66044-7026  
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:

**SLD-Form 470  
c/o Ms. Smith  
3833 Greenway Drive  
Lawrence, Kansas 66046  
1-888-203-8100**

FCC Form 470  
May 2003

## Attachment "A" – Form 470 2005-6

[New Search](#)

[Return To Search Results](#)

## Attachment "B" – Form 470 2007-8

FCC Form

Approval by OMB  
3060-0806

470

Schools and Libraries Universal Service  
Description of Services Requested  
and Certification Form

Estimated Average Burden Hours Per Response: 4.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application.

(To be completed by entity that will negotiate with providers.)

## Block 1: Applicant Address and Identifications

Form 470 Application Number: 189740000624008
Applicant's Form Identifier: LA NETWORKING
Application Status: CERTIFIED
Posting Date: 04/10/2007
Allowable Contract Date: 05/08/2007
Certification Received Date: 04/10/2007

1. Name of Applicant: OFFICE OF STATE PURCHASING		
2. Funding Year: 07/01/2007 - 06/30/2008		3. Your Entity Number 16033562
4a. Applicant's Street Address, P.O.Box, or Route Number 1201 NORTH 3RD ST SUITE 2-160		
City BATON ROUGE	State LA	Zip Code 70804-9095
b. Telephone number (225) 342- 8021		c. Fax number (225) 342- 8688
5. Type Of Applicant <input checked="" type="checkbox"/> Individual School (individual public or non-public school) <input checked="" type="checkbox"/> School District (LEA;public or non-public[e.g., diocesan] local district representing multiple schools) <input checked="" type="checkbox"/> Library (including library system, library outlet/branch or library consortium as defined under LSTA) <input checked="" type="checkbox"/> Consortium (intermediate service agencies, states, state networks, special consortia of schools and/or libraries)		
6a. Contact Person's Name: Timothy N Kemp, CPPB First, if the Contact Person's Street Address is the same as in Item 4 above, check this box. If not, please complete the entries for the Street Address below.		
6b. Street Address, P.O.Box, or Route Number <input checked="" type="checkbox"/> 1201 NORTH 3RD ST SUITE 2-160 PO BOX 94095		

## Attachment "B" – Form 470 2007-8

City <b>BATON ROUGE</b>	State <b>LA</b>	Zip Code <b>70804-9095</b>
Check the box next to your preferred mode of contact and provide your contact information. One box <b>MUST</b> be checked and an entry provided.		
<input checked="" type="checkbox"/> <b>6c. Telephone Number (225) 342- 8021</b>		
<input type="checkbox"/> <b>6d. Fax Number (225) 342- 8688</b>		
<input checked="" type="checkbox"/> <b>6e. E-mail Address tim.kemp@la.gov</b>		

### Block 2: Summary Description of Needs or Services Requested

<b>7 This Form 470 describes (check all that apply):</b>
<b>a. <input checked="" type="checkbox"/></b> Tariffed or month-to-month services to be provided without a written contract. A new Form 470 must be filed for non-contracted tariffed or month-to-month services for each funding year.
<b>b. <input checked="" type="checkbox"/></b> Services for which a new written contract is sought for the funding year in Item 2. Check if you are seeking <input checked="" type="checkbox"/> a multi-year contract and/or <input checked="" type="checkbox"/> a contract featuring voluntary extensions
<b>c. <input checked="" type="checkbox"/></b> A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous funding year.
<b>NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous funding year OR a contract signed on/before 7/10/97 and previously reported on a Form 470 as an existing contract do NOT require filing of a new Form 470.</b>

**What kinds of service are you seeking: Telecommunications Services, Internet Access, Internal Connections Other than Basic Maintenance, or Basic Maintenance of Internal Connections? Refer to the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples. Check the relevant category or categories (8, 9, 10 and/or 11 below), and answer the questions in each category you select.**

<b>8 <input checked="" type="checkbox"/> Telecommunications Services</b> <b>Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.</b>		
<b>a <input checked="" type="checkbox"/> YES</b> , I have released or intend to release an RFP for these services. It is available or will become available on the Web at at or via (check one): <input checked="" type="checkbox"/> the Contact Person in Item 6 or <input type="checkbox"/> the contact listed in Item 12.		
<b>b <input type="checkbox"/> NO</b> , I have not released and do not intend to release an RFP for these services.		
<b>Whether you check YES or NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity (e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at <a href="http://www.sl.universalservice.org">www.sl.universalservice.org</a> for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.</b>		
<b>c <input checked="" type="checkbox"/></b> Check this box if you prefer discounts on your bill.	<b><input type="checkbox"/></b> Check this box if you prefer reimbursement after paying your bill in full.	<b><input type="checkbox"/></b> Check this box if you do not have a preference.

<b>9 <input checked="" type="checkbox"/> Internet Access</b> <b>Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have</b>		
--	--	--

## Attachment "B" – Form 470 2007-8

**and RFP, you risk denial of your funding requests.**

**a** ☐ **YES**, I have released or intend to release an RFP for these services. It is available or will become available on the Web at or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

**b** ☐ **NO**, I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO**, you must list below the Internet Access Services you seek. Specify each **service or function** (e.g., monthly Internet service) and quantity and/or capacity (e.g., for 500 users). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.

**c** ☐ Check this box if you prefer discounts on your bill.

☐ Check this box if you prefer reimbursement after paying your bill in full.

☐ Check this box if you do not have a preference.

### 10 ☐ Internal Connections Other than Basic Maintenance

**Do you have a Request for Proposal (RFP) that specifies the services you are seeking? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.**

**a** ☐ **YES**, I have released or intend to release an RFP for these services. It is available or will become available on the Web at <http://wwwsrch2.doa.louisiana.gov/osp/la> or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

**b** ☐ **NO**, I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO**, you must list below the Internal Connections Services you seek. Specify each **service or function** (e.g., a router, hub and cabling) and quantity and/or capacity (e.g., connecting 1 classroom of 30 students). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.

**c** ☐ Check this box if you prefer discounts on your bill.

☐ Check this box if you prefer reimbursement after paying your bill in full.

☐ Check this box if you do not have a preference.

Service or Function:	Quantity and/or Capacity:
CIRCUIT CARDS/COMPONENTS	SEE ITEM 13B
CSU/DSU	SEE ITEM 13B
CLIENT LICENSES & O/S SOFTWARE	SEE ITEM 13B
RACKS AND CABINETS FOR ELIGIBLE PRODUCTS	SEE ITEM 13B
BACK-UP DRIVES	SEE ITEM 13B
ACCESS POINTS, HUBS, MULTIPLEXERS	SEE ITEM 13B
PBX, KSU SYSTEMS	SEE ITEM 13B
LOCAL AREA NETWORK COMPONENTS	SEE ITEM 13B
SERVERS (ONLY ELIGIBLE-SEE ESL)	SEE ITEM 13B
CABLING/CONNECTORS	SEE ITEM 13B
VOICE/VIDEO OVER IP COMPONENTS	SEE ITEM 13B
FIREWALL, PROXY SERVER,	SEE ITEM 13B
TAPE BACKUPS, VPN COMPONENTS	SEE ITEM 13B
UPS COMPONENTS	SEE ITEM 13B
INTERFACES, GATEWAYS, ANTENNAS	SEE ITEM 13B
E-MAIL S/W	SEE ITEM 13B

## Attachment "B" – Form 470 2007-8

<b>VOICE MAIL COMPONENTS</b>	<b>SEE ITEM 13B</b>
<b>WIRELESS PBX ADJUNCT</b>	<b>SEE ITEM 13B</b>
<b>AUTO ROUTE SECECTION (ARS)</b>	<b>SEE ITEM 13B</b>
<b>E911 READER BOARD</b>	<b>SEE ITEM 13B</b>
<b>VOICE INTERFACE CARDS</b>	<b>SEE ITEM 13B</b>
<b>VIDEO:CODEC,MCU,PVBX,VIDEO AMP</b>	<b>SEE ITEM 13B</b>
<b>VIDEO CHANNEL MODULATOR</b>	<b>SEE ITEM 13B</b>

### 11 ☐ Basic Maintenance of Internal Connections

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.*

a ☐ **YES**, I have released or intend to release an RFP for these services. It is available or will become available on the Web at <http://wwwsrch2.doa.louisiana.gov/osp/la> or via (check one):  
☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

b ☐ **NO**, I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO**, you must list below the Basic Maintenance Services you seek. Specify each **service or function** (e.g., basic maintenance of routers) and quantity and/or capacity (e.g., for 10 routers). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.

c ☐ Check this box if you prefer discounts on your bill.

☐ Check this box if you prefer reimbursement after paying your bill in full.

☐ Check this box if you do not have a preference.

**Service or Function:**

**Maint & Tech Support of Internal Connect**

**Quantity and/or Capacity:**

**SEE ITEM 13B**

**12 (Optional)** Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the Authorized Person who signs this form.

Name:

Title:

Telephone number

() -

Fax number

() -

E-mail Address

**13a.** ☐ Check this box if there are any restrictions imposed by state or local laws or regulations on how or when service providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or a Web address where they are posted and provide a contact name and telephone number.

**Solicitations issued by the Louisiana Office of State Purchasing are found:**

<http://wwwsrch2.doa.louisiana.gov/osp/lapac/pubmain.asp> seeking responses to establish brand name contracts for networking and surveillance equipment to include but not limited to: ALCATEL, AT&T, AVAYA, CENTURYTEL, CISCO, COCO COMMUNICATIONS, SHORETEL, DETEL, ENTERASYS, GENESYS, GLOBAL DATA, IBM, JUNIPER, MOTOROLA, ERRICSON, NEC, NORTEL, SIEMENS, QUEST, 3COM, VERIZON, PROXIM, KEI, DLC, KINETIX, SKYRIDER, CC

## Attachment "B" – Form 470 2007-8

**MICROCOMPUTER SYSTEMS, AMERICAN PATRIOT MICROCOMPUTERS, METHODS MICROCOMPUTERS, ACT MICROCOMPUTERS, ULTRA MICROCOMPUTERS, BITSOPEN MICROCOMPUTERS, MTC MICROCOMPUTERS, AOS MICROCOMPUTERS, MAGNOLIA MICROCOMPUTERS, SUN MICROSYSTEMS, BENECOM MICROCOMPUTERS, DETEL MICROCOMPUTERS, GATEWAY COMPUTERS, PELICAN MICROCOMPUTERS, AMERICAN MICROCOMPUTERS AND THE FOLLOWING SURVEILLANCE EQUIPMENT; ACTIVE SOLUTIONS, ADVANCED COVERT TECHNOLOGIES, CCTV WHOLESALERS, LA TECH SECURITY.**

☐ Check this box if no state and local procurement/competitive bidding requirements apply to the procurement of services sought on this Form 470.

**13b.** If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, you may summarize below (including the likely timeframes). If you are requesting services for a funding year for which a Form 470 cannot yet be filed online, include that information here.

**SEEKING OFFERS FOR ALL E-RATE ELIGIBLE SCHOOLS AND LIBRARIES IN LOUISIANA.**

### Block 3: Technology Resources

**14. ☐ Basic telephone service only:** If your application is for basic telephone service and voice mail only, check this box and skip to Item 16. Basic telephone service is defined as wireline or wireless single line voice service (local, cellular/PCS, and/or long distance) and mandatory fees associated with such service (e.g., federal and state taxes and universal service fees).

**15.** Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

**a.** Desktop software: Software required ☐ has been purchased; and/or ☐ is being sought.

**b.** Electrical systems: ☐ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.

**c.** Computers: a sufficient quantity of computers ☐ has been purchased; and/or ☐ is being sought.

**d.** Computer hardware maintenance: adequate arrangements ☐ have been made; and/or ☐ are being sought.

**e.** Staff development: ☐ all staff have had an appropriate level of training /additional training has already been scheduled; and/or ☐ training is being sought.

**f.** Additional details: Use this space to provide additional details to help providers to identify the services you desire.

### Block 4: Recipients of Service

#### 16. Eligible Entities That Will Receive Services:

Check the ONE choice (Item 16a, 16b or 16c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

**a.** ☐ Individual school or single-site library.

**b.** ☐ Statewide application for (enter 2-letter state code) **LA** representing (check all that apply):

## Attachment "B" – Form 470 2007-8

- ☐ All public schools/districts in the state:  
☐ All non-public schools in the state:  
☐ All libraries in the state:

If your statewide application includes INELIGIBLE entities, check here. ☐ **If checked, complete Item 18.**

c. ☐ **School district, library system, or consortium application to serve multiple eligible entities:**

Number of eligible sites	
<i>For these eligible sites, please provide the following</i>	
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of phone number) separate with commas, leave no spaces

### 17. Billed Entities

17. Billed Entities: List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. If a Billed Entity cited on your Form 471 is not listed below, funding may be denied for the funding requests associated with this Form 470.

Entity	Entity Number
OFFICE OF STATE PURCHASING	16033562
All Eligible Libraries in State LA	
All Non-Public Schools in State LA	
All Public Schools/Districts in State LA	

### 18. Ineligible Participating Entities

List the names of any entity/entities here for whom services are requested that are not eligible for the Universal Service Program.

Ineligible Participating Entity	Area Code	Prefix
VARIOUS GOVERNMENTAL ENTITIES	225	342

### Block 5: Certification and Signature

19. ☐ I certify that the applicant includes: (Check one or both.)

- a. ☐ schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7081(18) and (38)**, that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to elementary and secondary schools, colleges and universities).

20. ☐ I certify that all of the individual schools, libraries, and library consortia receiving services under this application are covered by technology plans that are written, that cover all 12 months of the funding year, and



**Attachment "B" – Form 470 2007-8**

that have been or will be approved by a state or other authorized body, an SLD-certified technology plan approver, prior to the commencement of service. The plans were written at the following level(s):

- a. ☒ individual technology plans for using the services requested in the application, and/or
- b. ☒ higher-level technology plans for using the services requested in the application, or
- c. ☒ no technology plan needed; application requests basic local, cellular, PCS, and/or long distance telephone service and/or voice mail only

21. ☒ I certify that I will post my Form 470 and (if applicable) make my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted will be carefully considered and the bid selected will be for the most cost-effective service or equipment offering, with price being the primary factor, and will be the most cost-effective means of meeting educational needs and technology plan goals. I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the status and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.

22. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. Sec. 54.500(k). Additionally, I certify that the entity or entities listed on this application have not received anything of value or a promise of anything of value, other than the services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

23. ☒ I acknowledge that support under this support mechanism is conditional upon the school(s) and/or library(ies) I represent securing access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support.

24. ☒ I certify that I am authorized to order telecommunications and other supported services for the eligible entity (ies). I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

25. ☒ I certify that I have reviewed all applicable state and local procurement/competitive bidding requirements and that I have complied with them. I acknowledge that persons willfully making false statements on this form can be punished by fine or forfeiture, under the Commissions Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

26. ☒ I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program.

27. Signature of authorized person: ☒

28. Date (mm/dd/yyyy): **04/10/2007**

29. Printed name of authorized person: **DENISE LEA**

30. Title or position of authorized person: **STATE PURCHASING DIRECTOR**

31a. Address of authorized person: **1201 NORTH 3RD ST SUITE 2-160  
PO BOX 94095**

City: **BATON ROUGE** State: **LA** Zip: **70804-9095**

**Attachment "B" – Form 470 2007-8****31b. Telephone number of authorized person: (225) 342 - 8021****31c. Fax number of authorized person: (225) 3428688****31d. E-mail address number of authorized person: DENISE.LEA@LA.GOV****31e. Name of authorized person's employer: STATE OF LOUISIANA OFFICE OF STATE PURCHASING**

**Service provider involvement with preparation or certification of a Form 470 can taint the competitive bidding process and result in the denial of funding requests. For more information, refer to the SLD web site at [www.sl.universalservice.org](http://www.sl.universalservice.org) or call the Client Service Bureau at 1-888-203-8100.**

**NOTICE:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form or in response to subsequent inquiries may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470  
P.O. Box 7026  
Lawrence, Kansas 66044-7026  
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:

**SLD Forms  
ATTN: SLD Form 470  
3833 Greenway Drive  
Lawrence, Kansas 66046  
1-888-203-8100**

FCC Form 470  
November 2004

[New Search](#)[Return To Search Results](#)

## **Attachment “B” – Form 470 2007-8**

Terrebonne Parish Schools  
Proposed WAN Upgrade  
Evaluation of Quotes

WAN Evaluation Criteria	Scoring Points	Competing Scores				
		Bell South	Bell South	Bell South	Trillion	Contera
		Option 1	Option 2	Option 3	Custom	Custom
Costs	30	20	15	30	5	0
Network Architecture	26	26	26	26	5	5
Support & Qualifications	24	24	24	24	10	10
Implementation	15	15	15	15	15	15
Prior Experience	5	5	5	5	5	5
	100	90	85	100	40	35

Cost Comparison	Frame Relay	Bell South	Bell South	Bell South	Trillion	Contera
Services	1.5 Mbps (Max)	Option 1	Option 2	Option 3	Custom	Custom
Installation	\$0.00	included	included	included	included	\$575,000.00
Cost per year	\$258,366.00	\$535,368.00	\$578,568.00	<b>\$358,968.00</b>	\$877,020.00	\$828,516.00
Total (first year)	\$258,366.00	\$535,368.00	\$578,568.00	<b>\$358,968.00</b>	\$877,020.00	\$1,403,516.00
<b>After Erate Funding @ 75%</b>	\$64,591.50	\$133,842.00	\$144,642.00	<b>\$89,742.00</b>	\$219,255.00	\$782,129.00
Net Difference from Previous Yr (Erate applied-projected)	Existing WAN	\$69,250.50	\$80,050.50	<b>\$25,150.50</b>	\$154,663.50	\$717,537.50
		Preferred	Preferred	<b>Proposed</b>		
Ranking		2	3	1	4	5

**Ledger of Services Offered:**

Option 1 Impact	All sites at least 100 Mbps with 2 Gbps hub	
Option 2 Impact	All sites at least 100 Mbps with 3 Gbps hub All High Schools 1 Gbps (10 times faster)	
<b>Option 3 Impact (Proposed)</b>	All sites at least 10 Mbps with 2 Gbps hub All High Schools 100 Mbps (10 times faster)	<b>Proposed</b>
Wireless Impact (Custom)	All sites at least 100 Mbps with no hub Site configured daisy-chained radio repeaters	
Current WAN (Frame Relay)	All sites with 1.54 Mbps or less with 45 Mbps hub	

January 2005

Attachment "C" – RPF Results

# Attachment "D"



Schools and Libraries Division

## Notification of Commitment Adjustment Letter

Funding Year 2007: July 1, 2007 - June 30, 2008

October 13, 2010

Christopher P. Babin

TERREBONNE PARISH SCH DISTRICT

201 STADIUM DR

HOUMA, LA 70360

Re: Form 471 Application Number:	571054
Funding Year:	2007
Applicant's Form Identifier:	WAN2007-8
Billed Entity Number:	139232
FCC Registration Number:	0013085931
SPIN:	143004824
Service Provider Name:	BellSouth Telecommunications, Inc.
Service Provider Contact Person:	Tammy Smith

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at [http://www.fcc.gov/debt\\_collection/faq.html](http://www.fcc.gov/debt_collection/faq.html).

## Attachment "D"

### TO APPEAL THIS DECISION:

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (FCC).

If you wish to appeal the Commitment Adjustment Decision indicated in this letter to USAC your appeal must be received or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRN) you are appealing. Your letter of appeal must include the
  - Billed Entity Name,
  - Form 471 Application Number,
  - Billed Entity Number, and
  - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Notification of Commitment Adjustment Letter that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal including any correspondence and documentation.
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal  
Schools and Libraries Division - Correspondence Unit  
100 S. Jefferson Rd.  
P. O. Box 902  
Whippany, NJ 07981

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

If you wish to appeal a decision in this letter to the FCC, you should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

## Attachment "D"

### FUNDING COMMITMENT ADJUSTMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Adjustment Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from your application for which adjustments are necessary. See the "Guide to USAC Letter Reports" posted at <http://usac.org/sl/tools/reference/guide-usac-letter-reports.aspx> for more information on each of the fields in the Report. USAC is also sending this information to your service provider(s) for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on the FRN(s), a separate letter will be sent to the service provider detailing the necessary service provider action.

Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division  
Universal Services Administrative Company

cc: Tammy Smith  
BellSouth Telecommunications, Inc.

**Attachment "D"**  
Funding Commitment Adjustment Report for  
Form 471 Application Number: 571054

Funding Request Number:	1576880
Services Ordered:	TELCOMM SERVICES
SPIN:	143004824
Service Provider Name:	BellSouth Telecommunications, Inc.
Contract Number:	LA04138100
Billing Account Number:	985 M21-8722
Site Identifier:	139232
Original Funding Commitment:	\$269,226.00
Commitment Adjustment Amount:	\$269,226.00
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$227,443.50
Funds to be Recovered from Applicant:	\$227,443.50

Funding Commitment Adjustment Explanation:

After a thorough investigation, it has been determined that this funding commitment must be rescinded in full. On your FY 2007 FCC Form 470 you incorrectly selected that they did not have a Request for Proposal (RFP) for telecommunication services. During the course of an audit it was determined that you the District did issue an RFP for the service. Failure to indicate the existence of an RFP on Form 470 when one exists is considered a violation of competitive bidding requirements and disbursed funds are subject to recovery. The FCC rules require that the applicant submits a bona fide request for services by conducting internal assessments of the components necessary to use effectively the discounted services they order, submitting a complete description of services they seek so that it may be posted for competing providers to evaluate and certify to certain criteria under penalty of perjury. Since you failed to indicate the existence of an RFP on Form 470 when one exists you violated the competitive bidding process. Accordingly, your funding commitment will be rescinded in full and USAC will seek recovery of any disbursed funds from the applicant.